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Name: United States Patent & Trademark Office
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From: Julie A. Hopper, Reg. No. 50,869 
Today's Date: January 27, 2005
Our Docket No.: 81687 (7734)
Pages: 18 [including this one page cover sheet]
Dispatched by: A. Jones

Re: U.S. Patent Application Serial Number 10/772,766

Transmitted herewith for filing via facsimile:

Transmittal Form (1 pg.); Terminal Disclaimer to Obviate a Double
Patenting Rejection Over a Prior Patent (1 pg.); Amendment and
Response to Office Action mailed October 27, 2004 (13 pgs.); Copy of
previously filed PTO/SB/08a (2 pgs.), and Fax coversheet (1 pg.).

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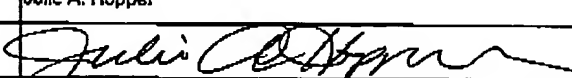
PTO/SB/21 (02-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/772,766	
	Filing Date	February 4, 2004	
	First Named Inventor	Joaquin Romay	
	Art Unit	3765	
	Examiner Name	Hoey, Alissa L.	
Total Number of Pages in This Submission	18	Attorney Docket Number	81687

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of Previously filed PTO/SB/08a; Fax cover sheet to USPTO.
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Julie A. Hopper (Reg. No.: 50,869) Fitch, Even, Tabin & Flannery
Signature	
Date	January 27, 2005

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Julie A. Hopper
Signature	
Date	January 27, 2005

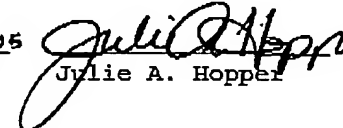
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Docket No. 81687

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:	10/772,766	<u>CERTIFICATE OF FACSIMILE</u>
Applicant(s):	Joaquin Romay	<u>TRANSMISSION</u>
Filed:	February 4, 2004	I hereby certify that this
Title:	TOE SOCK	correspondence is being
Examiner:	Hoey, Alissa L.	facsimile transmitted to the
Art Unit:	3765	United States Patent and
		Trademark Office, Fax No.
		703-872-9306, on this date.
		1/27/05 
		Date Julie A. Hopper

AMENDMENT UNDER 37 C.F.R. § 1.111
IN RESPONSE TO OFFICE ACTION MAILED OCTOBER 27, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed
October 27, 2004, Applicants provide the following amendments
and remarks: